

# REQUEST FOR CITY COUNCIL ACTION

<b>City Council Meeting of 2/1/2010</b>	<b>Agenda Item: Consent Agenda Item</b>
<b>Originating Department: Planning and Building</b>	<b>Subject: Set Hearing for Easement Vacation</b>
<b>Action Requested: Resolution</b>	<b>Council Goal: Manage growth and revitalization</b>
<b>Include Cover Sheet:</b> <input checked="" type="checkbox"/>	<b>Legal:</b> -Click to Select-
<b>Executive Summary:</b>	
<p>The property owner, Tasty Tacos, Inc., is requesting that the City vacate a 10-foot wide Pedestrian Easement on Lot 3, Menards Ankeny Addition Plat 2. The Plan and Zoning Commission approved a Site Plan for a Tasty Tacos restaurant at this location at their meeting on January 19, 2010, subject to the vacation of the Pedestrian Easement. The conditionally approved Site Plan includes 13 off-street parking spaces that encroach into the Pedestrian Easement. Pedestrian access from the public sidewalk on SE Delaware Avenue to the Tasty Tacos restaurant has been accommodated and is identified on the Site Plan. Staff has reviewed the proposal and has not found that the 10-foot wide Pedestrian Easement should be retained.</p>	
<b>Fiscal Impact:</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>City Manager's Recommendation:</b>	
<b>Previous Council/Commission/Board Action(s):</b>	
January 19, 2010 - Plan & Zoning Commission approved the Tasty Tacos Site Plan at 2401 SE Delaware Avenue subject to vacation of the 10-foot wide pedestrian easement.	
<b>Public Outreach Efforts:</b>	
None	
<b>Action 1:</b>	
Consider motion to adopt RESOLUTION setting a public hearing on the vacation of a 10-foot wide pedestrian easement located on Lot 3, Menards Ankeny Addition Plat 2. (date of hrg: 2/15/10 @ 5:30 p.m.)	
<b>Action 2:</b>	
N/A	
<b>Action 3:</b>	
N/A	
<b>Action 4:</b>	
N/A	
<b>Action 5:</b>	
N/A	